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MICHAEL SUTSLER
RECORDER
MADISON COUNTY, IOWA

This Document Prepared By: Security Abstract & Title Co. Inc., 114 N. 1st Ave., Winterset, Iowa 50273 Telephone: 515-462-1691

EASEMENT

REC \$ 10⁰⁰
AUD \$ 1⁰⁰
R.M.F. \$ 1⁰⁰

COMPUTER
RECORDED
COMPARED

KNOW ALL MEN BY THESE PRESENTS:

Merlyn Hartz,

hereinafter referred to as GRANTORS, in consideration of One Dollar and Other Valuable Consideration, hereby grant and convey unto Warren Water, Inc., hereinafter referred to as GRANTEE, its successors and assigns, a perpetual easement with the right to erect, construct, install, lay and thereafter use, operate, inspect, repair, maintain, replace and remove waterlines and appurtenances thereto, over, across and through the land of the GRANTORS situated in Madison County, Iowa, being more specifically described as follows:

See Attached Exhibit "A"

and locally known as: 1010 Valley View
together with the right of ingress and egress over the adjacent lands of the GRANTORS, their successors and assigns, for the purposes of this easement.

The Easement shall be 32 feet in width, the centerline of which shall be the water pipeline and the necessary appurtenances thereto.

It is agreed that, during the period of initial construction, ^{pro} crop damage will be paid by the GRANTEE. The GRANTEE, its successors and assigns, hereby promise to maintain such water pipeline and any necessary appurtenances in good repair so that damage to adjacent real estate of GRANTORS, if any damage there be, will be kept to a minimum.

The grant and other provisions of this easement shall constitute a covenant running with the land for the benefit of the GRANTEE, its successors and assigns.

IN WITNESS WHEREOF, the GRANTORS have executed this instrument this 29th day of December, 2000.

Merlyn Hartz
Merlyn Hartz

M6-2,287

STATE OF IOWA, MADISON COUNTY, ss:

On this 29th day of December, 2000, before me the undersigned, a notary public in and for the State of Iowa appeared to me Merlyn Hartz

known to be the identical persons named in and who executed the within and foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed.

Peggy R. Crabbs
Notary Public

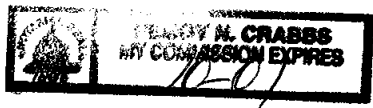


Exhibit "A"

The Northeast Fractional Quarter (NE Fr1/4) of the Northeast Quarter (NE1/4) of Section Four (4), Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, except a strip of land 40 feet in width off the East side thereof; the Southeast Quarter (SE1/4) of the Northeast Quarter (NE1/4), except a strip 40 feet wide off the East side thereof; and, the West Fractional Half (W Fr1/2) of the Northeast Quarter, all in Section Four (4), Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa; EXCEPT THE FOLLOWING DESCRIBED TRACTS: (1) Commencing at a point 321 feet North of the Southwest corner of the Northeast Quarter (NE1/4) of Section Four (4), Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, thence North 87°56' East 258.62 feet, thence North 00°00' 300 feet, thence Northwesterly to a point 215 feet East and 921 feet North of said Southwest corner of said Northeast Quarter (NE1/4), thence West 215 feet to the West line of said Northeast Quarter (NE1/4), thence South 00°00'00" 600 feet to the place of beginning; AND, (2) Commencing at the Southwest corner of the Northeast Quarter (NE1/4) of Section Four (4), Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, and being the point of beginning, thence North 83°45' East 260.00 feet along the quarter section line, thence North 00°00' 302.00 feet, thence South 87°56' West 258.62 feet to the West line of said Northeast Quarter (NE1/4), thence South 00°00' 321.00 feet to the point of beginning. Said parcel contains 1.85 acres including 0.20 acres of county road right-of-way. (The West line of the Northeast Quarter (NE1/4) of Section Four (4), Township Seventy-seven (77) North, Range Twenty-six (26) is assumed to bear due North and South); AND, The following described real estate: Commencing at the Northwest corner of Section Three (3), Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., thence East 231/2 feet, thence in a southwesterly direction to a point 660 feet South of the point of beginning, thence North 660 ft. to place of beginning.